

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JAYNE STEUBING, individually and as
Personal Representative of the Estate of
CARL STEUBING, and all others similarly
situated,

Plaintiffs

v.

PAUL KORNAK and JAMES HOLLAND,
Defendants.

Civil No. 1:03-CV-332
(TJM/RFT)
(LEAD CASE)

JAYNE STEUBING, individually and as
Personal Representative of the Estate of
CARL STEUBING, and all others similarly
situated,

Plaintiffs

v.

UNITED STATES DEPARTMENT OF
VETERANS AFFAIRS,
Defendant.

Civil No. 1:04-CV-280
(TJM/RFT)

JUDITH DIGEORGIO, individually and as
Personal Representative of the Estate of
JAMES J. DIGEORGIO,

Plaintiffs

v.

UNITED STATES DEPARTMENT OF
VETERANS AFFAIRS,
Defendant.

Civil No. 1:04-CV-737
(TJM/RFT)

RANDOLPH F. TREECE
United States Magistrate Judge

ORDER

By an Order, dated July 21, 2004, this Court stayed all proceedings in the above-entitled cases pending the criminal prosecution of Defendant Kornak. Dkt. No. 19. In reference to the criminal prosecution, Defendant Kornak has entered a plea of guilt and his sentence is scheduled for May 27, 2005. Also, this Court consolidated the cases with docket numbers 03-cv-332 and 04-cv-280. Dkt. No. 16, Order, dated June 7, 2004.

On April 8, 2005, a telephone conference was held to determine if the stay should be lifted and a new scheduling order should be issued. Based upon the discussion during this conference, the Court issues the following orders. It is hereby

ORDERED, that the stay of the above captioned cases is lifted; and it is further

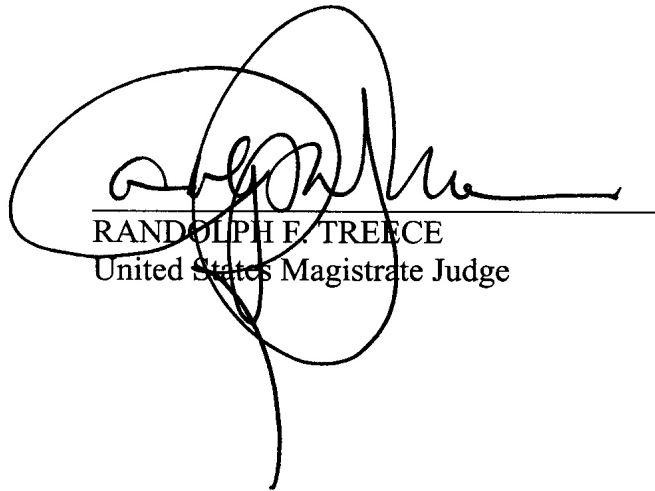
ORDERED, that the case with docket number 04-cv-737 shall be consolidated with cases designated 03-cv-332 and 04-cv-280. The lead cases shall be 03-cv-332; and it is further

ORDERED, that the Uniform Pretrial Scheduling Order shall be amended, as follows: (1) the discovery deadline is extended to June 1, 2006; (2) the motion filing deadline shall be September 5, 2006; and (3) the trial ready date shall be

December 5, 2006.¹ All other provisions of the pretrial scheduling order shall remain in effect.

SO ORDERED.

Albany, New York
April 8, 2005



RANDOLPH F. TREECE
United States Magistrate Judge

¹ The District Court shall set the date for trial.